

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

IN RE: GENERIC PHARMACEUTICALS
PRICING ANTITRUST LITIGATION

MDL 2724
16-MD-2724
HON. CYNTHIA M. RUFFE

THIS DOCUMENT RELATES TO:

Harris County, 20-cv-02296

ORDER

AND NOW, this 2nd day of July 2020, upon consideration of the attached Joint Stipulation to Extend the Deadline for Defendants to Respond to Plaintiff's March 1, 2020 Complaint, it is hereby **ORDERED** that the Stipulation is **APPROVED**.

It is so **ORDERED**.

BY THE COURT:

/s/ **Cynthia M. Rufe**

CYNTHIA M. RUGE, J.

UNITED STATES DISTRICT COURT
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PRICING ANTITRUST LITIGATION

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Harris County, 20-cv-02296

**JOINT STIPULATION TO EXTEND THE DEADLINE FOR DEFENDANTS
TO RESPOND TO PLAINTIFF'S MARCH 1, 2020 COMPLAINT**

WHEREAS, Plaintiff Harris County, filed a complaint on March 1, 2020, in the action *Harris County v. Teva Pharmaceuticals USA, Inc. et al.*, Case No. 20-cv-00733, in the Southern District of Texas (the “Action”), against Defendants Teva Pharmaceuticals USA, Inc., Actavis Holdco Us, Inc., Actavis Pharma, Inc., Akorn, Inc., Amneal Pharmaceuticals, Inc., Amneal Pharmaceuticals LLC, Amneal Pharmaceuticals of New York, LLC, Apotex Corp., Aurobindo Pharma U.S.A., Inc., Breckenridge Pharmaceutical, Inc., Camber Pharmaceuticals, Inc., Dr. Reddy’s Laboratories, Inc., Endo International PLC, Endo Health Solutions Inc., Endo Pharmaceuticals Inc., Fougera Pharmaceuticals Inc., Glenmark Pharmaceuticals, Inc., USA, Greenstone LLC, Heritage Pharmaceuticals Inc., Hikma Pharmaceuticals USA, Inc., Hi-Tech Pharmacal Co., Inc., Kavod Pharmaceuticals, LLC, Kavod Health LLC, Lannett Company, Inc., Lupin Pharmaceuticals, Inc., Mayne Pharma, Inc., Morton Grove Pharmaceuticals, Inc., Mylan Inc., Mylan Pharmaceuticals Inc., Mylan Institutional Inc., Mylan Specialty L.P., Par Pharmaceutical Companies, Inc., Par Pharmaceutical, Inc., Perrigo New York, Inc., Pfizer Inc., Sandoz Inc., Sun Pharmaceuticals, Inc., Taro Pharmaceuticals USA, Inc., Teligent Pharma, Inc., Upsher-Smith Laboratories, LLC, Versapharm, Inc., Wockhardt USA LLC, Zydus Pharmaceuticals (USA) Inc. (collectively, and excluding Endo International PLC, Endo Health Solutions Inc., Endo

Pharmaceuticals Inc., and Par Pharmaceutical Companies, Inc., the “Stipulating Defendants,” and together with Harris County, the “Parties”);

WHEREAS, the Action was transferred by the United States Judicial Panel on Multidistrict Litigation on April 7, 2020 to the Eastern District of Pennsylvania, assigned Case No. 20-cv-2296, and centralized for pretrial proceedings as part of *In re Generic Pharmaceuticals Pricing Antitrust Litigation*, Case No. 16-md-2724-CMR, MDL No. 2724;

WHEREAS, the Complaint contains facts and allegations similar to those alleged by Plaintiff States on May 10, 2019 in *State of Connecticut et al. v. Teva Pharmaceuticals USA, Inc.* and amended on November 1, 2019, Case No. 19-cv-2407-CMR, which has also been centralized for pretrial proceedings as part of MDL 2724;

WHEREAS on May 29, 2020 plaintiff Harris County filed an Amended Complaint that contained facts and allegations similar to those alleged by Plaintiff States;

WHEREAS, in an Order dated July 25, 2019, the Court adjourned responsive pleadings and/or motions to the Plaintiff States’ May 10, 2019 Complaint until such time as the Court enters an order setting a schedule for responses to that complaint (see MDL Doc. No. 1058, approving stipulation);

WHEREAS, the Parties agree that responses to the pleadings in this Action should be accomplished efficiently and in consideration of the Court’s existing MDL scheduling orders;

WHEREAS, the Parties have reached an agreement to extend the time within which the Stipulating Defendants must move against, answer, or otherwise respond to the Original or Amended Complaints;

WHEREAS, Defendants' Liaison Counsel are authorized by Stipulating Defendants to enter into this stipulation on their behalf,

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among the undersigned counsel, on behalf of their respective clients, as follows

1. The Stipulating Defendants waive service of the Harris County Complaint and Summons pursuant to Federal Rule of Civil Procedure 4(d), and this Stipulation shall be deemed proof of that waiver pursuant to Federal Rule of Civil Procedure 4(d)(4).
2. The deadline for the Stipulating Defendants to move, answer, or otherwise respond to the Complaint is ADJOURNED until such time as the Court orders for the filing of response(s) to complaints that were filed on or after May 10, 2019.
3. This Stipulation does not constitute a waiver by the Stipulating Defendants of any defense, including but not limited to those defenses provided under Federal Rule of Civil Procedure 12.

IT IS SO STIPULATED.

Dated: July 1, 2020

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